IAP3 Rec'd PCT/PTO 15 DEC 2005

FORM PTO-1390 (REV. 12-2004) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

BDM-05-1792

U.S. ABPLICATION NO. AIT KNOWS SCOT CFR I

INTERNATIONAL APPLICATION NO. PCT/FR2004/001538

INTERNATIONAL FILING DATE 18 June 2004 (18.06.04)

PRIORITY DATE CLAIMED
19 June 2003 (19.06.03)

TITLE OF INVENTION

METHOD FOR PRODUCING A RECOMBINANT PROTEIN OF INTEREST AND PROTEIN THUS PRODUCED

APPLICANT(S) FOR DO/EO/US

Bernard Mouillac, Tuhnadri Sen and Jean-Louis Baneres

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1.  $\underline{x}$  This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
- 2. \_\_ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
- 3. \_\_ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- 4. The US has been elected (Article 31).
- 5. x A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. \_ is attached hereto (required only if not communicated by the International Bureau).
  - b. x has been communicated by the International Bureau.
  - c. \_ is not required, as the application was filed in the United States Receiving Office (RO/US).
- 6. \_\_ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. \_\_ is attached hereto.
  - b. \_\_ has been previously submitted under 35 U.S.C. 154(d)(4).
- 7. \_\_ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. \_\_ are attached hereto (required only if not communicated by the International Bureau).
  - b. \_\_ have been communicated by the International Bureau.
  - c. \_\_ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. \_\_ have not been made and will not be made.
- 8. \_\_ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- 9. \_\_ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36
  (35 U.S.C. 371(c)(5)).

### Items 11 to 20 below concern document(s) or information included:

- 11. \_\_ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
- 12. \_\_ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
- 13. \_\_ A preliminary amendment.
- 14. x An Application Data Sheet under 37 C.F.R. 1.76.
- 15. \_\_ A substitute specification.
- 16. \_\_ A power of attorney and/or change of address letter.
- 17. \_\_ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 1.825.
- 18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
- 19. \_ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- 20. \_\_ Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFB 167) INTERNATIONAL APPLICATION NO. PCT/FR2004/001538						ATTORNEY'S DOCKET NUMBER BDM-05-1792	
21. The follow	ing fees are subm	itted:			<u> </u>		
■ a) Basic national fee						\$ 300.00	
☑ b) Examination fee						\$ 200.00	
☑ c) Search fee\$ 400.00						\$ 500.00	
TOTAL OF ABOVE CALCULATIONS =					\$ 900.00	\$ 900.00	
☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round <b>up</b> to a whole number)			Rate		
- 100 =	/50 =			x		\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).						\$	
. CLAIMS NUMBER FILED		NUMBER FILED	NUMBER EXTRA RATE				
Total Claims		30 - 20 =	10		x \$ 50.00	\$ 500.00	
Independent claims		1 - 3 = 0			x \$200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360.00						\$	
TOTAL OF ABOVE CALCULATIONS =						\$1,400.00	
□ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.						\$	
SUBTOTAL =						\$1,400.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest chaimed priority date (37 CFR 1.492(f)).						\$ 130.00	
TOTAL NATIONAL FEE =						\$1,530.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +						\$	
TOTAL FEES ENCLOSED =						\$1,530.00	
						Amount to be refunded:	\$
						Amount to be charged:	\$

a.  $\underline{x}$  A check in the amount of \$1,530.00 to cover the above fees is enclosed.

b. \_\_Please charge my Deposit Account No. 50-2719 in the amount of \$\_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

T. Daniel Christenbury, Reg. No. 31,750

Customer No. 035811, whose contact information is: IP Group of DLA Piper Rudnick Gray Cary US LLP One Liberty Place, Suite 4900 1650 Market Street Philadelphia, PA 19103 (215) 656-3381

c. x The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2719. A duplicate copy of this sheet is enclosed.

d. \_\_ Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

Customer No.: 035811

Examiner

Serial No.

Filed

: Herewith

PCT No.

: PCT/FR2004/001538

PCT Filed Inventors

: June 18, 2004 : Bernard Mouillac

: Tuhnadri Sen

Title

: Jean-Louis Baneres : METHOD FOR PRODUCING A

: RECOMBINANT PROTEIN OF

: INTEREST AND PROTEIN

: THUS PRODUCED

Dated: December 15, 2005

Docket No.: BDM-05-1792

Confirmation No.:

# **APPLICATION TRANSMITTAL LETTER**

## MAIL STOP PCT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We submit herewith for filing in the U.S. Patent and Trademark Office Form PTO-1390, in duplicate, an Application Data Sheet (1 page), copies of the Request (4 pages), Forms PCT/IB/301, 304 and 308, Form PCT/ISA/237, WO 2004/113539 A2, WO 2004/113539 A3 and the International Search Report, and our check in the amount of \$1,530.00, comprising the official filing fee.

Respectfully submitted,

T. Daniel Christenbury Reg. No. 31,750

Attorney for Applicants

TDC:lh

(215) 656-3381

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

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Customer No.: 035811

Examiner

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: Herewith

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: PCT/FR2004/001538

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: June 18, 2004: Bernard Mouillac

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: Jean-Louis Baneres: METHOD FOR PRODUCING A

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Dated: December 15, 2005

### **MAIL STOP PCT**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

# 37 CFR 1.10 EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number:

EV 591422265 US

Date of Deposit:

December 15, 2005

**DESCRIPTION OF CONTENTS:** 

Postcard, \$1,530.00 Check, an Application Transmittal Letter, in duplicate, Form PTO-1390, in duplicate, an Application Data Sheet (1 page), and copies of the Request (4 pages), Forms PCT/IB/301, 304 and 308, Form PCT/ISA/237, WO 2004/113539 A2, WO 2004/113539 A3 and the International

Search Report.

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to **Mail Stop PCT**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Leslie Hood
(Typed or printed name of person mailing paper or fee)
(Signature of person mailing paper or fee)